IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FOURTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 19666 of 1994

Between:

1 V.Obul reddy, S/o. V.Obul Reddy,
Salman Punamul(V),Penuballi Post, Buchireddipllem(V),
Nellore Dist.
2 K.Uma Maheswari , D/o. Damodar Reddy,
R/o. Pullampeta, Rajampeta (M),
Cuddapah Dist.
3 D.Yugandhar Reddy, S/o. Venkata Reddy,
R/o. H.No.40-10-8 3rd lane Thurupu Kammapalem,
Ongole ,Prakasam Dist.
4 S. Seshadry Redy, S/o. S.V.Krishna Reddy,
1/992, Ankalammapate, Pulivendula ,
Cuddapah Dist.
5 S.Hari Prasad Reddy, S/o. S.Ramaseela Reddy,
Gopayapalli.K.RDajupalem(M), Cuddapah Dist.
6 S.Ramanjulu Reddy, S/o. S.Adinarayana Reddy,
R/o. Tirupathi, Chittoor Dist.
7 C.V.Surendra Prasad , S/o. Seetaramaiah,
R/o. Hyderabad.

..... PETITIONERS

AND

1 Govt. of A.P.,Agriculture & Cooperation/Department (Agr.III) Rep .by Principal Secrdetary to Govt.,
Secretariat , Hyderabad.
2 Registrar,A.P. Agricultural University,
Rajendra Nagar, Hyderabad.
3 The Secretary to Govt., Social Welfare dept., Govt. of A.P. ,
Secretariat Buildings , Hyderabad.(R3 is impleaded as per court order dt.29.3.96 in W.P.M.P.2813/95.)

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus or any other appropriate writ or direction declaring G.O.Ms.No.386 Agriculture and Cooperation (Agr.III) Department dt.5.9.94 as illegal

arbitrary and violative of Art14, Art15(1) and Art 29(2) of the Constitution of India.

Counsel for the Petitioner: MR.O.MANOHER REDDY

Counsel for the Respondents: Advocate General & G.P. for Food & Agri.

The Court made the following :

THE HONORUABLE SRI JUSTICE D.S.R.VARMA

WRIT PETITION NO.19666 OF 1994

ORDER:

This writ petition is filed challenging the validity and legality of the G.O.Ms.No.386 Agriculture & Cooperation (Agr.III) Department, dated 5.9.1994 whereby 50 seats each in the two veterinary colleges at Hyderabad and Tirupathi were increased for Scheduled Castes and Scheduled Tribes candidates.

This Court in W.P.M.P.No.24179 of 1994 by order dated 4.11.1994 granted interim suspension of the said Government Order G.O.Ms.No.386. However, it is brought to the notice of this Court that the scheme of the said G.O. was a special scheme and was temporary one which would be subjected to review after five years and the said period of five years had already expired and by virtue of the said interim order of suspension granted by this Court, the said scheme could not be acted upon.

In that view of the matter, since the said period of five years has already elapsed, I do not find any cause of action existing as on today.

The writ petition is accordingly dismissed as having become infructuous without expressing any opinion on the scheme evolved by the Government.

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(D.S.R.VARMA,J)

DT.24.9.2004

MDAA/KRK.

Copy to:

1 The Principal Secrdetary to Govt.,

Govt. of A.P.,Agriculture & Cooperation/Department (Agr.III)
Secretariat , Hyderabad.

2 Registrar,A.P. Agricultural University,
Rajendra Nagar, Hyderabad.

3 The Secretary to Govt., Social Welfare dept., Govt. of A.P. ,
Secretariat Buildings , Hyderabad.

4. Two C.Cs to Advocate General (OUT).

5. Two C.D.copies.